

DANNY LEWIS HATCHET                      §  
v.                      §                      CIVIL ACTION NO. 9:09cv80  
MAJOR BARRON, ET AL.                      §

A copy of the Magistrate Judge's Report was sent to Hatchet at his last known address, return receipt requested, but was returned marked "refused," and no objections have been received; accordingly, Hatchet is barred from *de novo* review by the district judge of those findings, conclusions, and recommendations and, except upon grounds of plain error, from appellate review of the unobjected-to factual findings and legal conclusions accepted and adopted by the district court. Douglass v. United Services Automobile Association, 79 F.3d 1415, 1430 (5th Cir. 1996) (*en banc*).

The Court has carefully reviewed the pleadings and documents in this case, as well as the Report of the Magistrate Judge. Upon such review, the Court has concluded that the Report of the Magistrate Judge is correct. It is accordingly


ORDERED that the Report of the Magistrate Judge is hereby ADOPTED as the opinion of the District Court. It is further

ORDERED that the above-styled civil action be and hereby is DISMISSED without prejudice for failure to prosecute or to obey an order of the Court. It is further

ORDERED that the statute of limitations on Hatchet's claims is hereby SUSPENDED for a period of 60 days following the date of entry of final judgment in this case. Finally, it is

ORDERED that any and all motions which may be pending in this action are hereby DENIED.

**SIGNED** this the **4** day of **August, 2009**.

  
Thad Heartfield  
United States District Judge